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Proposed Counsel for Debtor and Debtor-in-Possession,  
Mr. Tortilla, Inc.

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SAN FERNANDO VALLEY DIVISION

In re:	) CASE NO.: 1:24-bk-10228-VK
	) Chapter 11
Mr. Tortilla, Inc.,	) DECLARATION OF PETER GARZA
Debtor and Debtor-in-Possession	) REGARDING TELEPHONIC NOTICE OF
	) DEBTOR'S (1) EMERGENCY MOTION
	) FOR ORDER AUTHORIZING INTERIM
	) USE OF (2) CASH COLLATERAL,
	) PAYMENT OF PRE-PETITION WAGES
	) AND RELATED EXPENSES;
	) MEMORANDUM OF POINTS AND
	) AUTHORITIES; AND (3) EMERGENCY
	) MOTION FOR ORDER AUTHORIZING
	) DEBTOR TO PROVIDE ADEQUATE
	) ASSURANCE OF PAYMENT TO UTILITY
	) SERVICE PROVIDERS
	)
	) Hearing on Cash Collateral and Payroll
	) Motions:
	) Date: February 22, 2024
	) Time: 2:00 p.m.
	) Place: Courtroom 301
	) Location: 21041 Burbank Blvd.
	) Woodland Hills, CA 91367
	)
	) Hearing on Utility Services Motion
	) Date: February 29, 2024
	) Time: 1:30 p.m.
	) Place: Courtroom 301
	) Location: 21041 Burbank Blvd.
	) Woodland Hills, CA 91367

DECLARATION OF PETER GARZA REGARDING TELEPHONIC NOTICE OF DEBTOR'S (1) EMERGENCY MOTION  
FOR ORDER AUTHORIZING INTERIM USE OF (2) CASH COLLATERAL, PAYMENT OF PRE-PETITION WAGES AND  
RELATED EXPENSES; MEMORANDUM OF POINTS AND AUTHORITIES; AND (3) EMERGENCY MOTION FOR  
ORDER AUTHORIZING DEBTOR TO PROVIDE ADEQUATE ASSURANCE OF PAYMENT TO UTILITY SERVICE  
PROVIDERS

**DECLARATION OF PETER GARZA**

I, Karine Manvelian, declare as follows:

1. I am currently employed by Law Offices of Michael Jay Berger. I am over the age of 18 and not a party to the within action. My business address is 9454 Wilshire Blvd., 6th Floor, Beverly Hills, California 90212. I have personal knowledge of the facts set forth herein and if called as a witness, I could and would competently testify to those facts in a court of law.

2. On February 21 2024, before the 11:00 a.m. deadline set by the Court, I gave telephonic Notice of the hearing for Mr. Tortilla, Inc's, Emergency Motion for Order Authorizing Use of Cash Collateral ("Cash Collateral Motion"), Payment of Pre-Petition Wages and Related Expenses (the "Payroll Motion") scheduled for February 22, 2024 at 2:00 p.m., and Emergency Motion to Provide Adequate Assurance of Payment to Utility Service Provider ("Utilities Motion") scheduled for February 29, 2024 at 1:30 p.m. with detailed instructions for any oppositions and method of appearance on the following parties secured parties:

1. 8FIG Advance  
Attn: Legal Dept.

2. Blue Bridge Financial  
Attn: Legal Dept.

3. Bluevine  
Attn: Officer

4. Cedar Advance  
Attn: Simon Cedar

5. Financial Pacific Leasing  
Attn: Allison Sweet

6. Huntington Valley Bank  
Attn: Erin

7. Mercury Capital
8. Metropolitan Capital Bank & Trust  
Attn: Jeffrey Brown
9. Parkside Funding Group LLC  
Attn: Adriana Harris
10. Partners Personnel Management Services, LLC  
Attn: Cherly Canty
11. Robert Reiser and Company
12. Sand Park Capital  
Attn: Simon Cedar
13. Sellers Funding  
Attn: Officer
14. Shopify Capital
15. Slope Advance  
Attn: Ashish Jain
16. Spartan Capital  
Attn: Jason Gang

I declare under penalty of perjury that the foregoing is true and correct. Executed  
this 21<sup>st</sup> day of February 2024, at Beverly Hills, California.

By:

  
Peter Garza

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
9454 Wilshire Blvd., 6<sup>th</sup> Fl., Beverly Hills, CA 90212

A true and correct copy of the foregoing document entitled (*specify*): DECLARATION OF PETER GARZA REGARDING TELEPHONIC NOTICE OF DEBTOR'S (1) EMERGENCY MOTION FOR ORDER AUTHORIZING INTERIM USE OF (2) CASH COLLATERAL, PAYMENT OF PRE-PETITION WAGES AND RELATED EXPENSES; MEMORANDUM OF POINTS AND AUTHORITIES; AND (3) EMERGENCY MOTION FOR ORDER AUTHORIZING DEBTOR TO PROVIDE ADEQUATE ASSURANCE OF PAYMENT TO UTILITY SERVICE PROVIDERS will be served or was served (**a**) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (**b**) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) 2/21/2024, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Debtor's Proposed Counsel: Michael Jay Berger michael.berger@bankruptcypower.com,  
yathida.nipha@bankruptcypower.com;michael.berger@ecf.inforuptcy.com  
U.S. Trustee: Katherine Bunker kate.bunker@usdoj.gov  
United States Trustee (SV) ustpregion16.wh.ecf@usdoj.gov

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (*date*) \_\_\_\_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on 2/21/2024, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Honorable Victoria Kaufman  
United States Bankruptcy Court  
Central District of California  
21041 Burbank Boulevard, Suite 354 / Courtroom 301  
Woodland Hills, CA 91367 United States Bankruptcy Court

☒ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

2/21/2024  
Date

Yathida Nipha  
Printed Name

/s/Yathida Nipha  
Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.